

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

FILED
MAR 26 2024
CLERK'S OFFICE
DETROIT

UNITED STATES OF AMERICA,

Plaintiff,

Case No.: 2:22-MC-51143

v

Hon. Nancy G. Edmunds

KWAME M. KILPATRICK,

Defendant,

and

MICHIGAN DEPARTMENT
OF TREASURY,

Garnishee.

_____ /

ANSWER OF THE GARNISHEE

I, Terry Stanton, the Unclaimed Property Admin Manager of Garnishee,
(name) (title)

MICHIGAN DEPARTMENT OF TREASURY, state under penalty of perjury as
follows:

GARNISHEE IS (choose one):

☐ An individual doing business in the name of _____,

☐ A partnership, ☐ LP, ☐ LLP, or LLC,

☐ A corporation, organized under the laws of the State of _____,

☐ An executor or personal representative of an estate in the County of _____,

_____, State of _____,

☒ Other: State of Michigan, Department of Treasury - custodian of unclaimed funds

On 3/13/2024, Garnishee was served with a Writ of Continuing
(date)
Garnishment. At the time Garnishee was served with the Writ, Garnishee had
in its possession or control, the following property of the Judgment Debtor:

1. Financial Accounts: **See "Section C" of Attached Claim Form for property details**

Account 1

Type: _____

No. _____

Title owner(s): _____

Amount: \$ _____

Account 3

Type: _____

No. _____

Title owner(s): _____

Amount: \$ _____

Account 2

Type: _____

No. _____

Title owner(s): _____

Amount: \$ _____

Account 4

Type: _____

No. _____

Title owner(s): _____

Amount: \$ _____

2. Safety Deposit Box:

None

Box No.: _____

Last accessed: _____

Owner(s) other than Judgment Debtor: _____

3. Real Property located at:

None

**4. Detail other personal property in the Garnishee's possession, custody,
or control:**

None

5. Are there prior garnishments or other court-ordered withholdings which are presently in effect including, but not limited to child support and alimony? [] Yes or [☒] No

If the answer is yes, describe below (include case number, state, county):

6. Garnishee has contracted with or employed the Judgment Debtor from

n/a to _____.

7. Judgment Debtor's pay period is:

[] weekly, [] bi-weekly, [] semi-monthly, [] monthly, other: _____

n/a

8. Enter amounts for the current pay period to calculate garnishment as of date of Writ service to calculate garnishment:

(a) Gross Earnings ¹	\$	n/a
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(b) Less deductions required by law:

Federal Income Tax \$

F.I.C.A. §

State Income Tax	\$
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City/Local Income Tax \$

¹ “Earnings” means compensation paid or payable for personal services, whether denominated as wages, salary, commission, bonus, or otherwise, and includes periodic payments to a pension or retirement program. 28 U.S.C. §§ 3002-(5)-(6) and (9).

Total of tax withholdings \$ _____

(c) Disposable Earnings²

(a less total of b) \$ _____

75% of Disposable Earnings \$ _____ (exempt pay to Judgment Debtor)

(d) Non-exempt disposable earnings³ required to be withheld is the lesser of:

25% of disposable earnings \$ _____ or

Disposable earnings less \$217.50 = \$ _____.⁴ (c) less (30 x \$7.25)

**DO NOT DISBURSE WITHHOLDINGS
UNTIL FURTHER COURT ORDER.**

**NOTE: FEDERAL LAW DOES NOT PROVIDE
FOR A FEE FOR THE EMPLOYER.**

9. Does the Garnishee have possession, custody, or control of any other property, other than accounts, safety deposit boxes, or other personal property, now owed or to be paid in the future, in which the Judgment Debtor has an interest? [] Yes or [x] No

² "Disposable earnings" means that part of earnings remaining after all deductions required by law have been withheld. *Id.*

³ "Non-exempt disposable earnings" means 25 percent of disposable earnings. *Id.*

⁴ Under federal law, 18 U.S.C. § 3613(a)(3) and 15 U.S.C. § 1673, the maximum subject to garnishment is 25% of disposable earnings for a week or the amount by which disposable earnings for a week exceed 30 times the federal minimum wage.

If the answer is yes, describe below (include any case number, state, county):

	<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Debtor's Interest in Property</u>
1.			
2.			
3.			
4.			

Other details: _____

IF GARNISHEE DENIES HOLDING PROPERTY SUBJECT TO GARNISHMENT:

Check and complete the applicable line below:

☐ Garnishee has the following objection(s), defense(s), or set-off(s):

☐ On the date Garnishee was served with the Writ, the Garnishee was not indebted or under liability to the Judgment Debtor, and/or did not have in its possession or control any assets, income, or other property in which the Judgment Debtor has an interest.

GARNISHEE mailed a copy of this Answer by first-class mail to:

(1) KWAME M. KILPATRICK, at: 506 Inkberry Dr, Griffin GA 30223-5901

(2) ☐ by electronic filing or ☒ by first-class mail to the Clerk, U.S.

District Court, 231 W. Lafayette Blvd, Rm. 599, Detroit, MI 48226;

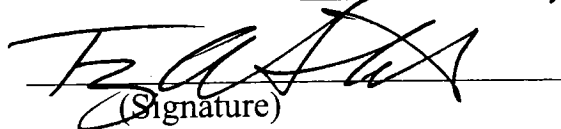
(3) ☐ by electric filing or ☒ by first-class mail to the attorney for

the United States, United States Attorney's Office, Attn: MLARS-FLP,

211 W. Fort St., Ste. 2001, Detroit, MI 48226.

Pursuant to 28 U.S.C. § 1746, I verify under penalty of perjury that the foregoing is true and correct.

Executed this 19th day of March, 2024.


(Signature)

Terry Stanton

(Print Name)

Title MI Dept of Treasury Unclaimed Property State Administrative Manager

Address PO Box 30756

City, State, Zip Lansing, MI 48909

Telephone and Fax Number 517-636-5307

Email StantonT@Michigan.gov

STATE OF Michigan
COUNTY OF Eaton

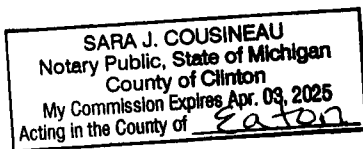
Taken, subscribed, and sworn to before me this 19 day of
March,
2024.

Sara J. Cousineau

(Seal)

Notary Public Signature

My Commission Expires 4-3-2025



5634 (REV.05-20)



Claim ID: 4034754

GRETCHEN WHITMER
GOVERNOR

State of Michigan
DEPARTMENT OF TREASURY
LANSING

RACHAEL EUBANKS
STATE TREASURER

UNITED STATES OF AMERICA
ATTN:S BOWLER RE:KILPATRICK
231 W LAFAYETTE BLVD FL 5TH
DETROIT, MI 48226

March 13, 2024

Please review and complete claimant and owner information and sign affidavit below. Please allow 90 days for your information to be reviewed.

A. Claimant Information

Current Legal Name if different than above:

Current Mailing Address if different than above:

Claimant SS# / FE#	Owner's SS# / FE#	Daytime Phone () -	Email Address steven.bowler@usdoj.gov
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B. Documentation Required - All documents must be LEGIBLE copies. If they are not LEGIBLE, you will be required to provide clear copies.

- **Tax ID for Business** Provide a government-issued document containing proof of the Tax ID number for the claimant, United States of America.
- **Notarized Signature** Provide your notarized signature(s) on the claim.
- **Social Security Card** Provide a copy of the property owner's social security card. Alternatively, you may provide a W-2, 1099 or other government-issued document verifying the complete social security number.
- **Business Card or ID** Provide a copy of your business card showing your name and title, or your driver's license.
- **Documentation** Please provide documentation verifying the funds are to be paid to the United States of America (example: garnishment or court order)
- **Claim Authorization** Provide proof you are authorized to claim on behalf of this business. Examples of authorization may include a letter from an executive of the company authorizing you to claim on behalf of the company, which is either notarized or contains the corporate seal. You may also submit a copy of the corporate filing listing the corporate officers.

In addition, the unclaimed property staff may perform their own, independent verification.

C. Property Information

Owner	Company/Security Name	Type of Property	Property ID	Reported Date	Value
KILPATRICK KWAME M	TREASURY DEPT OF	CK30: STATE WARRANTS-GENERAL (Non Standard NAUPA Cod	2627562	04/16/1992	Cash: \$ 2.04

Owner	Company/Security Name	Type of Property	Property ID	Reported Date	Value
KILPATRICK KWAME M	DETROIT CITY OF	MS05: CUSTOMER OVERPAYMENTS	2854839	07/14/1992	Cash: \$ 17.19
KILPATRICK KWAME	GRAND HYATT WASHINGTON	MS16: MISC OUTSTANDING CHECKS	9540927	09/14/2007	Cash: \$ 375.00
KILPATRICK KWAME	MORTGAGE CENTER LC	CK05: DRAFTS	9728090	10/31/2007	Cash: \$ 14.20
KILPATRICK KWAME	COREWELL HEALTH	MS11: REFUNDS DUE	12517028	10/28/2010	Cash: \$ 69.53
KILPATRICK KWAME	HARLEY DAVIDSON CREDIT CORP	CK12: CREDIT CHECKS OR MEMOS	15694133	06/26/2012	Cash: \$ 1.11
KILPATRICK KWAME	FINANCIAL INDUSTRY REGULATORY AUTHORITY INC	CK13: VENDOR CHECKS	15793349	06/28/2012	Cash: \$ 6,225.00
Grand Total of Property				Est. Cash:	\$6,704.07

D. Tangible Information

No Tangible Property Claimed

E. Affidavit

Under penalties of perjury, I certify that the information provided on this claim form is true, and all supporting documents presented are either original or true, unaltered copies of the original documents. Upon payment of this claim, said claimant will indemnify and hold harmless the State of Michigan, its Officers and Employees from any damages, claims or losses of any kind resulting in payment of properties included in this claim.

Signature of Claimant _____

Date _____ (Must match Notary's signature date, if applicable)

2nd Claimant Signature (Joint Accounts) _____

Date _____ (Must match Notary's signature date, if applicable)

F. Notary

Sworn and subscribed by me the _____ day of _____, 20____

Notary Signature _____ Notary for the State of _____, County of _____

Print Name _____ Commission Expires _____ day of _____, 20____

Michigan Unclaimed Property

Claim ID: 4034754

Final Instructions

Please return the completed claim form along with the documentation listed in Section B to our office at your earliest convenience.

- You may upload the claim form and documentation via our website at www.michigan.gov/unclaimedproperty

OR

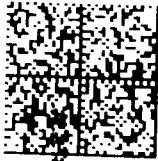
- You may mail the documentation to our office at the address listed below:

Michigan Department of Treasury
Unclaimed Property
P.O. Box 30756
Lansing, MI 48909

If you have any questions or concerns about the information required on the claim form, please contact our office at (517) 636-5320, Monday through Friday, 9am to 2pm.

MICHIGAN DEPARTMENT OF TREASURY
LANSING, MI 48922

*** LANSING MI 488 03/21/24
PRESORTED FIRST CLASS



US POSTAGE
ZIP 48906 \$ 000.50
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U.S. District Court Clerk
Theodore Levin Courthouse
231 W Lafayette Blvd Room 599
Detroit, MI 48226

ETE-SSB 48226

